IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITIION NO. 1826 OF 2006

Sandeep P. Vadnerkar .. Petitioner.

vs.

State of Maharashtra .. Respondent.

Shri D.G. Khamkar for petitioner.

Shri A.S. Gadkari, APP., for State.

CORAM : J.N. PATEL, AND

SMT. ROSHAN DALVI, JJ.

DATE : 13th October, 2006.

P.C.

. Heard. Rule. Returnable forthwith.

2. No affidavit in reply has been filed.

3. The petitioner has been arrested for the offences committed under sections 498A, 252 and 302 of IPC. The petitioner has been convicted under section 302 of IPC. The petitioner has been sentenced to undergo RI for life. The application for parole was earlier rejected as the surety of the petitioner did not have any property. However, the learned APP now concedes that the order dated

23.9.2005 needs to be set aside. Accordingly, the petition is allowed. The order dated 23.9.2005 is quashed and set aside. Rule is made absolute accordingly.

(J.N. Patel, J.)

(Smt. Roshan Dalvi, J.)